Preserved

App. F. IX-4

Previous References
L. M. 5-30 (1-2)
" 12-29 (6-17)

Later References

1930-1 (L.M.)

File No. 5-30

Serial Nos. 3-7

preserve

General and Revenue Secretariat.

Serial Nos. Jnic

§ 16. (1)

Part B for Feb 1932

SUBJECT:

Board of Directors of the Land Mortgage Bank.

8607) To the Empress N.Y.
No 8377 3/17/32
N Refers to amendment
of Act bye-laws

W. A. Haberer
11/8/32

G. R. S. APP F. III—1] 1930-31 (1)

GENERAL AND REVENUE SECRETARIAT.

(A M)

NOTES. File No. 5-30

FILE HEADING.

Board of Director of the Land Mortgage Bank

FROM

The Registrar of Co-operative Societies

No. 30093 C.S Dated 4/5th Dec. 30 Received 6.12.30

Diary No. 3760	Enclos. 1	Spare copies —	Serial No. 3.

BRIEF ABSTRACT OF LETTER.

Requests specific orders of Govt in the matter of filling up casual vacancies during the first two years of the working of the Bank

NOTES AND ORDERS.

Subd. Under by law 59(6) of the bye laws of the Land Mortgage Bank, ~~Govt~~ the President as well as the other members of the first Board of Directors shall be nominated by Govt & shall hold office for a period of two years. Nothing is stated

NOTES—First Sheet.

WD 01683—GPB—5,000—3-5-29

Serial No.

stated) in the byelaws about the filling up of casual vacancies which is provided for in byelaw 69. According to the latter any casual vacancy occurring in the office of the President or other Director shall be filled up for the unexpired term of his office by the remaining members of the Board. The appointment of Mr. Arogodas Venkatesh Pondia in place of Mr. Chandre Pondia, which was taken up for consideration later, was referred to the Board of Directors under byelaw 69. The Board seems to be competent to fill up existing temporary vacancies as no limit has been fixed under byelaw 69 but for orders.

H J.

12/12/30

2) As it stands, by-law 69 seems to apply even to vacancies on the first board (69)-by-law

3) Perhaps the best thing would be to amend this by-law and lay down that casual vacancies may be filled up by the remaining members of the Board, with the approval of Govt. Please consult the Registrar and find out what he thinks of this suggestion

Ce 15/12

Ce 24/12

11

Received from 16.12.30 Secretariat

12/12

CHIEF SECRETARY'S OFFICE

26 DEC. 1930

NOTE—Contn. Sheet.

3760
ZM

3)

File No. ZM 5 of 1930 — General and Revenue Secretariat

(46

4

Subd www 6 Mar

5 Issue Secy 30/12/30

29/12

To the Registrar Cs 4
No. C 6867 of 3.12.31
Calls for his opinion in the matter.

Sec A
JSM
3/1/31

No 42376 of 31/12/31 from the Registrar Cs 5
Refers to 4 and states that Bye law
59 may for reasons stated assigned be amended
as follows:—
"Any Casual Vacancy occurring in the office
of an elected Director by death resignation
or any other cause shall be filled up for the
unexpired term of his office by the remain-
ing members of the Bd"
6. Subd for orders with reference to
para 3 notes of the Rules above.
ad
1/2/31 The amendment proposed
by the Regr would apply to
vacancies among elected members
of the Subsequent Boards ~~Under~~
but Govt Approval would be
necessary for filling up vacancies
among nominated members
Both the purposes can be

5 JAN.

Serial No.

Served by the addition of the following words at the end of the existing bylaw no 69.

"Subject to the approval of Govt in the case of a nominated Member

KB 4-2-31 8 Ended for today

But this would mean that the Board had power also to fill up nominated vacancies which is not the idea of the Reg. The Regn proposal may perhaps, be approved.

Ch. Secy. CC 6/2

9 I agree. Subject to views

Second Member CC 7/2 6/2

10 I agree the amendment proposed when might would amounting - but that does not meet the point raised in the Govt's letter — how about vacancies during the first 2 years — I think the 1st Bd having been constituted just any vacancies may as well be filled up just — in committee with the Regn to the Govt. Perhaps addition of the words to this effect is necessary

11 action has also to be taken about the nominations of Non Govt members vacating seats during the first period by the Govt's letter dec 9/2 30

OFFICE OF THE SECRETARY OF COUNCIL 7 FEB. 1931 No 4376

NOTE—Contn. Sheet

5/

6089

L. M. File No. 5 of 1930-31 General and Revenue Secretariat

12 2 dfts for approval as per Secretl memorandum.
Ce
K. Ley 10/2

CHIEF SECRETARY,
11 FEB. 1931

13 These two drafts may be approved.

14 The question of amending Bye-law 69 may perhaps wait until the manner of selecting representatives of debenture holders under Section 55 of the Regulation is settled. The proposals of the Registrar in this respect will be called for

Secnd Member) new 13/2
Ce
13/2

OFFICE OF THE SECRETARY OF COUNCIL
14 FEB. 1931
No 1715

Ley
6/2/31

new
7/2

Issue
Ce
7/2

The Regr of Cs
The Pres.d.M Bank
The R.C. in Mysore
B 8370-2 d 17.2.31

~~Extracts of the following addition to~~
Extracts of the following addition to bye law 59 (b) of the bye laws of the M Bank

"Any casual vacancies occurring on the Board during this period will be filled up by nomination by Govt for the unexpired term of the Bd"

6

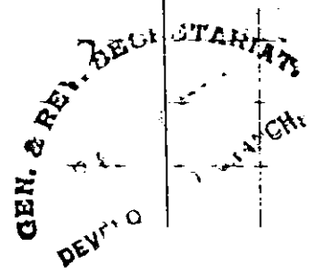
BP/32

~~3760~~ 6057

[App. F. III—2

General and Revenue Secretariat 277 File No. 5 of 1930.

Serial No.	
7	To The company M. S. D 8377 dt 17-2-31. Notifies the nomination of Messrs. Siddegowda & Sakleshpur and Anjaiah Venkategowda as members of the Board of Directors in the place of Messrs. Byrappa Gowda and B. Channe Gowda.



NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31.

S.H.R.D. (413)

No. 30-03 4.

DEPARTMENT OF CO-OPERATION
GOVERNMENT OF MYSORE.

Telegraphic Address:
"CO-OPERT"
BANGALORE

OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES
IN MYSORE.

Dated, Bangalore, 4th December *1930*

FROM

K. H. RAMAYYA, ESQ., B.A., BAR-AT-LAW,
REGISTRAR OF CO-OPERATIVE SOCIETIES
IN MYSORE, BANGALORE.

FINANCIAL SECRETARY

9 m 3766
L.M.5-30-3

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A. B.L.,
Financial Secretary to the Government of His Highness
the Maharaja of Mysore, Bangalore.

Sir,

In forwarding herewith a copy of letter No.4801 dated 29th November 1930 received from the President of the Mysore Co-operative Land Mortgage Bank, Ltd., in the matter of filling up casual vacancies on the Board of Directors during the first two years of the working of the Bank, I have the honour to request that specific orders of Government may be obtained in the matter in view of two different orders of Government conveyed in their Notification No.G.879/L.M.5-30-2 dated 23rd July 1930 and letter No.G.4263/L.M.12-29-17 dated 24th October 1930 from the Secretary to Government, Development Departments to the President of the Bank.

I have the honor to be,
Sir,
Your most obedient servant,

K H Ramayya

Registrar.

Copy of letter No.4801 dated 29th November 1930 from the President, The Mysore Co-operative Land-Mortgage Bank, Ltd., to the Registrar of Co-operative Societies in Mysore.

==========

With reference to your letter No.2477/C.S. dated 18/20th November 1930 suggesting that Mr. Shpp Sidde Gowda of Saklespur may be nominated as a Director of the Bank in place of Mr. B. Devappa Gowda, I have the honour to forward herewith an extract of resolution No.7 recorded at the meeting of the Board of Directors held on the 22nd instant.

2. In this connection I beg to invite reference to the fact that the byelaws of the Bank do not appear to be quite clear as to the authority competent to fill up casual vacancies in the Board of Directors during the first two years of the Bank's working. Byelaw 59 (b) prescribes that the President and other members of the 'first Board of Directors shall be nominated by Government and shall hold office for a period of two years, at the end of which they shall be replaced by a Board constituted in the manner laid down in byelaw 59 (a), and byelaw 69 provides that any casual vacancy that may occur by the death etc., of a Director'shall be filled up for the unexpired term of his office by the remaining members of the Board'. When in the early part of this year Mr. Sylvester Pais had to vacate his seat in the Board owing to absence from three consecutive meetings, a recommendation was made to Government to renominate him as a Director, this was approved by Government and a notification to that effect published by them (vide Government Notification No.G.879/L.M.5-30-2 dated 23rd July 1930). In connection, however, with the proposal made by me for the nomination of Mr. Asagodu Venkategowda in place of Dharmaprakasa Mr.B.Chandra Gowda the Chief Secretary has, in his letter No.G.4263/L.M.12-29-17 dated the 24th ultimo stated that necessary action has to be taken under byelaw 69 in the matter by the Bank (vide copy of the Chief Secretary's letter enclosed). Since the members of the first Board have to hold office for two years while members appointed even by the General Body generally hold office for only one year, -vide byelaws 66 and 82,- the question whether the power conferred on the Board by byelaw 69 can be rightly exercised

exercised by it in the first two years seems to be open to doubt, as it will have the effect of conceding greater powers to the Board than what even the general body of members can exercise during that period. In the circumstances, I request that definite instructions of Government may be kindly obtained as to whether vacancies in the present first Board of Directors are to be filled up by Government or whether they may be filled up by the Board themselves under byelaw 69 without reference to the Government, as the Chief Secretary's letter above referred to would seem to imply.

3. In case the byelaws are interpreted so as to make sanction of Government necessary for filling up vacancies in the first Board, I request that Government may be kindly moved to sanction and formally notify the nomination of Messrs. Sidde Gowda and Venkate Gowda to the Board.

==========

Bangalore
4th December '30.

H Ramaya
Registrar.

Appendix F G—1

SUBJECT 4

Section Com
File No. S-30
Serial No. 4
No. G 6867

Diary No. of letter replied to 3760

General and Revenue Secretariat
( )
the *193*

To The Registrar
Co-op Soc

Date of issue 3-1-31

Signed by C. E. Noronha

List of enclosures

Copied by

Examined by

Sir

With reference to your letter No. 3003 G 4/5th dtd 30 about the filling up of casual vacancies among on the Board of Directors of the Co-op Urban Bank, I am directed to request you kindly to send us to favour of your opinion about Amending Bylaw 69 so as to lay down that

[over

WD 02559—GPB—25,000—25-6-30

that casual vacancies may be filled up by the remaining members of the Board ~~with his~~ approval of Govt.

Chancellor

30/7/20

Chief Secretary

dpr
29/vii

L.M.5-30-5 (6

No. 4237 cs.

DEPARTMENT OF CO-OPERATION
GOVERNMENT OF MYSORE.

OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES
IN MYSORE.

Telegraphic Address:
"CO-OPERT"
BANGALORE

Dated, Bangalore, 3rd February 1931

Dev (C.S.)

FROM:
3.2.1931

DEV. SEC
6089
4 FEB.

K. H. RAMAYYA, ESQ., B.A., BAR-AT-LAW,
REGISTRAR OF CO-OPERATIVE SOCIETIES
IN MYSORE, BANGALORE.

To

N.Madhava Rao,Esq.,B.A.,B.L.,
Chief Secretary to Government
of Mysore, Bangalore.

Sir,

With reference to your letter No.G.6867/L.M.5-30-4 dated 3rd January 1931 calling for my opinion in the matter amending Byelaw 69 of the Mysor Co-operative Land Mortgage Bank,Ltd., so as to lay down that casual vacanc may be filled up by the remaining members of the Board of Directors with the approval of Government, I have the honour to state that according to Byelaw No.59(b), the power to constitute the Board of Directors is only f a period of two years from the date of starting the Bank after which peri a general election has to take place, excepting of course, the President and 3 Directors, who have to be nominated by Government as per byelaw 59(a The period of two years will expire on 1-12-1931. The election of the 11 members is not subject to the approval of Government. As the power of nominating to the Board of Directors is limited to only 4 members includir the President, I am of opinion that the amendment of the Byelaw No.69 as now proposed is unnecessary. It may however be amended as noted in the margin so as to limit the power of filling up casual vacancies only in the case of elected Directors.

x " Any casual vacancy occurring in the Office of an elected Director by death, resignation or any other cause shall be filled up for the unexpired [redacted] his office by the remaining members of the Board."

I have the honour to be,
Sir,
Your most obedient servant,

K H Ramayya
Registrar.

2/2.

Appendix F G—1

7

SUBJECT.....

.....

.....

Section L. m

File No. S-3 D

Serial No. 6

No. D 8370-2

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

~~Notification~~

Order No .....

Date of issue 17.2.31

Signed by W. C. L.

Under S 53 of the Mysore Co-op. Regn. VII of 1918, as amended by Regulation V of 1929, Govt. are pleased to make the following addition to bye-law 59 (b) of the Mysore Co-op. C. B. Bank bye-laws, issued vide G.O. No. D 5924-8-L.M. 4-29-8 D 11.11.29:-

"Any casual vacancies occurring on the board during this period will be filled up by nomination by Govt. for the unexpired term of the Board"

List of enclosures.....

Copied by.....

Examined by.....

W. C. L.

17/2

To The Regr. of C.S.

over

WD 063—GPB—20,000—1-8-29

The Rev. Commr. in Mysore
The Pres., C. B. Bank
Bangalore

Appendix F G—1

8

SUBJECT.....

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Section L. M.

File No. 5.30

Serial No. 7

No. D 8377.

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

Notification

Date of issue 17.2.31

Signed by, Mr N. Madhava Rao.

Under bye-law 59(b) of the bye-laws of the Mysore Co-op. L. M. Bank issued vide G.O. No. G. 5927-8/L.M 4-29-3 dt. 11.11.29 D. 8370-2 as amended by G.O. Notification No. L.M. 5-30-6 dt. 17/31 Govt. are pleased to nominate Messrs Shri Lidde Gowda of Yelkuppa & Aragode Venkate gowda as members of the Board of Directors of the Bank in the place of Messrs A. Bellee Gowda & B. Dasappa Gowda & Channapurbare M. B. Chandre Gowde

List of enclosures.....

Copied by.....

Examined by.....

Br. Lee.

over

Verified with original & Notification dtd. 9.6.27

Ltg. 12-29-2 dt. 13.11.29.

G.

WD 063—GPB—29,000—1-8-29

App. F VI G 10.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS

Appeared in Gazette 26-2-31

G. O. No. 8370 - 2/Law 5-30-6 DATED 17-2-31

May this be

i. printed ? Yes

ii. treated as a standing order ? Yes

iii. published in the Gazette English Part ? Yes

iv. translated ? Yes

v. placed at the disposal of the press ? Yes

iv. published in the Gazette Kannada Part ? Yes

Bye law 59(6) of the Byelaws of the Mysore Co-operative Land Mortgage Bank:— Sanction the amendment proposed by the Registrar Co ——— order

KP 18/2

Copies have since been lithographed.

S. O. 10

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS

G. O. No. D. 8370-2/L. M. 5-30-6 Dated Bangalore, 17th February 1931.

ORDER NO.8370-2/L.M.5-30-6 DATED THE 17TH FEBRUARY 1931.

Under Section 53 of the Mysore Co-operative Regulation VII of 1918, as amended by Regulation V of 1929, Government are pleased to make the following addition to bye-law 59 (b) of the bye-laws of the Mysore Co-operative Land Mortgage Bank issued with Government Order No.G.5927-8/L.M.4-29-3 dated 11th November 1929:—

> "Any casual vacancies occurring on the board during this period will be filled up by nomination by Government for the unexpired term of the Board."

N. MADHAVA RAO,
Chief Secretary to Government.

To—The Registrar of Co-operative Societies in Mysore.
The Revenue Commissioner in Mysore.
The President, Land Mortgage Bank.
PRESS TABLE.